

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of)
ISABELLE GUYON et al.) FOR: METHODS OF IDENTIFYING
Serial No.: 10/057,849) PATTERNS IN BIOLOGICAL
Filed: January 24, 2002) SYSTEMS AND USES THEREOF
)
) Group Art Unit: 2129
)
)
)

RESPONSE TO NOTICE REGARDING DRAWINGS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attention: George B. Davis
Examiner

Dear Sir:

This is in response to the Notice Regarding Drawings mailed on March 25, 2005.
Being filed herewith are 13 pages of corrected drawings.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on April 8, 2005



Eleanor M. Musick (Reg. No. 35623)

-2-

REMARKS

The Form PTO-948 Notice of Draftperson's Patent Review provided with the Notice Regarding Drawings identified 13 figures to which the Draftsperson objected. The identified figures and the grounds for objection were as follows:

Figures 11, 13, 14, 23, 24 and 29: views not labeled properly

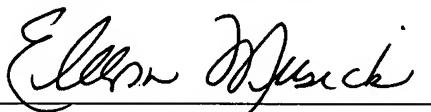
Figures 9-12, 22, 23, 26-28: poor line quality

Figure 9: solid black shading not permitted

Being filed herewith are replacement Figures 9-14 and 22- 29 addressing each ground for objection. In Figure 9, all shading has been removed and, as a result no shading scale is needed. The shading scale that was located on the right side of the original figure has been deleted. No other changes have been made to the drawings other than addressing the objections. No new matter is added by way of these drawing corrections.

Should the Examiner believe that prosecution of this application might be expedited by further discussion of the issues, he is invited to telephone the undersigned attorney for Applicants at the telephone number indicated below.

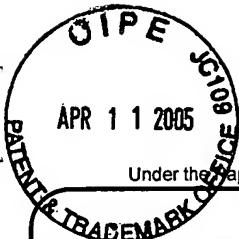
Respectfully submitted,

By: 
Eleanor M. Musick
Attorney for Applicants
Registration No. 35,623

Dated: April 8, 2005

PROCOPIO CORY HARGREAVES & SAVITCH LLP
530 B Street
Suite 2100
San Diego, California 92101-4469
Telephone: (760) 931-9703 (direct)
Facsimile: (760) 931-1155
emm@procopio.com

Docket No. 0161[112092-000039]



B1 2129

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

21

Application Number	10/057,849
Filing Date	January 24, 2002
First Named Inventor	Isabelle Guyon
Art Unit	2129
Examiner Name	George B. Davis

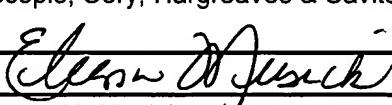
Attorney Docket Number

0161 (112092-0039)

ENCLOSURES (Check all that apply)

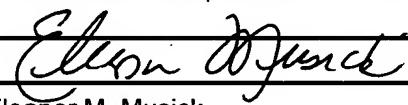
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input checked="" type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Inventor Declaration and Power of Attorney; Return Postcard
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Procopio, Cory, Hargreaves & Savitch LLP		
Signature			
Printed name	Eleanor M. Musick		
Date	April 8, 2005	Reg. No.	35,623

CERTIFICATE OF TRANSMISSION/MAILING

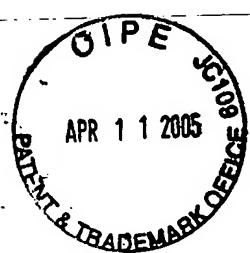
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature	
Typed or printed name	Eleanor M. Musick
Date	April 8, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

American LegalNet, Inc.
www.USCourtForms.com



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of
ISABELLE GUYON et al.) FOR: METHODS OF IDENTIFYING
Serial No.: 10/057,849) PATTERNS IN BIOLOGICAL
Filed: January 24, 2002) SYSTEMS AND USES THEREOF
) Group Art Unit: 2129

LETTER TRANSMITTING INVENTORS' DECLARATIONS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attention: George B. Davis
Examiner

Dear Sir:

In the above-referenced application, Assignee Biowulf Technologies, LLC had filed a petition under 37 CFR 1.47(b) seeking examination of the application when the inventors refuse to cooperate, which petition was granted by the PTO on September 15, 2003. In spite of their prior refusal, the inventors recently agreed to cooperate and have executed the Declaration and Power of Attorney, copies of which are submitted herewith.

Respectfully submitted,

By: 
Eleanor M. Musick
Attorney for Applicants
Registration No. 35,623

Dated: April 8, 2005

PROCOPIO CORY HARGREAVES & SAVITCH LLP
530 B Street
Suite 2100
San Diego, California 92101-4469
Telephone: (760) 931-9703 (direct)
Facsimile: (760) 931-1155
emm@procopio.com

Docket No. 0161[112092-000039]

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on April 8, 2005


Eleanor M. Musick (Reg. No. 35623)